

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

**JOON BANG, *et al.*, individually and on  
behalf of all others similarly situated,**

***Plaintiffs,***

**v.**

**BMW OF NORTH AMERICA, LLC and  
BAVARIAN MOTOR WORKS,**

***Defendants.***

**Civil Action No. 15-6945**

**ORDER**

**THIS MATTER** comes before the Court by way of Defendant BMW of North America, LLC's ("BMW NA") motion to dismiss Plaintiffs Joon Bang, et al.'s ("Plaintiffs") Second Amended Complaint; Dkt. No. 35;

and the Court having considered the parties' briefing in support of and in opposition to the motion;

and for the reasons set forth in the accompanying Opinion;

**IT IS** on this 1st day of December, 2016,

**ORDERED** that Defendant's motion to dismiss, Dkt. No. 35, is **DENIED**.

/s/ Madeline Cox Arleo  
**Hon. Madeline Cox Arleo**  
**UNITED STATES DISTRICT JUDGE**